

**DECLARATION**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FIL-1 THETA DNAS AND POLYPEPTIDES

the specification of which

☐ is attached hereto.

OR

☒ was filed on October 18, 2001 as United States Application No. 10/046,060.

I hereby state that I have reviewed and understand the contents of said specification, including the claims. I acknowledge the duty to disclose information that is known to me and material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56:

☒ I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) and PCT international application(s) designating the United States that are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.
09/769,878

Filed
January 25, 2001

☒ I hereby claim the benefit under 35 U.S.C. §119(e) of the United States provisional patent application(s) listed below:

Application No.
60/178,389
60/195,962

Filed
January 27, 2000
April 11, 2000

Immunex Corporation
Declaration

Docket No.: 2976-C

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature



Date

4/5/02

Inventor

John E. Sims

Post Office

61 University Street

Address

Seattle, Washington 98101

U.S.A.

Residence

Seattle, Washington U.S.A.

Citizenship

U.S.A.